



01/29/04 Image #RCE  
367A

PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

|                        |                   |
|------------------------|-------------------|
| Application Number     | 10/051,605        |
| Filing Date            | January 16, 2002  |
| First Named Inventor   | KARLINGER         |
| Art Unit               | 3677              |
| Examiner Name          | Ruth C. Rodriguez |
| Attorney Docket Number | 70436RCE          |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 CFR 1.114**

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - iii.  Other **Amendment After Final Rejection filed on Dec. 9, 2003**
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other \_\_\_\_\_

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-0410
  - i.  RCE fee required under 37 CFR 1.17(e) (**fee code 1801 (\$770.00)**)
  - ii.  Extension of time fee (37 CFR 1.136 and 1.17) (**fee code 1252 (\$420.00)**)
  - iii.  Other \_\_\_\_\_
- b.  Check in the amount of \$\_\_\_\_\_ enclosed
- c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                   |                   |                                   |                  |
|-------------------|-------------------|-----------------------------------|------------------|
| Name (Print/Type) | John James McGlew | Registration No. (Attorney/Agent) | 31,903           |
| Signature         |                   | Date                              | January 27, 2004 |

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service in an Express Mail envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

**Express Mail No.: EV323629305US**

|                   |               |      |                  |
|-------------------|---------------|------|------------------|
| Name (Print/Type) | ToniAnn Fonte | Date | January 27, 2004 |
| Signature         |               |      |                  |

Burden Hour Statement. This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

10051605

02/02/2004 EFL0RES 000000112 130410 770.00 DA

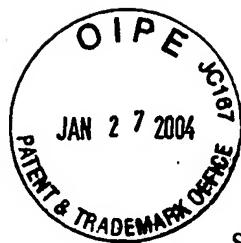
01 FC:1801

REGISTERED PATENT ATTORNEY

JOHN JAMES McGLEW J.D., NY, NJ, DC BARS

THEOBALD DENGLER, PATENT AGENT

HILDA S. McGLEW M.D., PATENT AGENT



McGLEW AND TUTTLE, P.C.

Counselors at Law

SCARBOROUGH STATION  
SCARBOROUGH, NEW YORK 10510-0827  
TEL: (914) 941-5600  
FACSIMILE: (914) 941-5855

PATENT TRADEMARK

COPYRIGHT, AND UNFAIR  
COMPETITION CAUSES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: ATTORNEY DOCKET: 70436RCE  
Customer Number: 000023872

Sir:

Attached please find the Request for Continued Examination which is being placed in the U.S. Mail today, January 27, 2004, as Express Mail number EV323629305US.

A copy of the Express Mail receipt is also attached.

Respectfully submitted  
for Applicant(s),

By:

John James McGlew

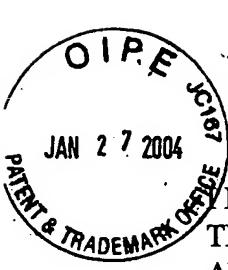
Reg. No. 31,903

McGLEW AND TUTTLE, P.C.

JJM:tf

Enclosures    - Complete Application Papers and Fees  
                  - Copy of Express Mail Receipt

DATED:        January 27, 2004  
                  SCARBOROUGH STATION  
                  SCARBOROUGH, NEW YORK 10510-0827  
                  (914) 941-5600



HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, NO. EV323629305US

McGLEW AND TUTTLE, P.C., SCARBOROUGH STATION,  
SCARBOROUGH, NEW YORK 10510-0827

BY: Julia M. Forte DATE: January 27, 2004

70436RCE.2



Mailing Label  
Label 11-F June 2002



UNITED STATES POSTAL SERVICE®

Post Office To Addressee

| ORIGIN (POSTAL USE ONLY)   |  |   |               |
|--|--|---|---------------|
| PO ZIP Code  | Day of Delivery  | TODAY <input checked="" type="checkbox"/> Tomorrow <input type="checkbox"/> |               |
|  | <input type="checkbox"/> Next <input type="checkbox"/> Second <input type="checkbox"/> |   |               |
| Date In  | Postage  |   |               |
| Mo. Day Year   | <input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM                         | \$  |               |
| Time In  | Military   |   |               |
| <input type="checkbox"/> AM <input type="checkbox"/> PM                          | <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day                      | Return Receipt Fee  |               |
| Weight<br>lbs. ozs.  | Int'l Alpha Country Code   | COD Fee   | Insurance Fee |
| No Delivery<br><input type="checkbox"/> Weekend <input type="checkbox"/> Holiday | Acceptance Clerk Initials  | Total Postage & Fees<br>\$  |               |

| DELIVERY (POSTAL USE ONLY) |   |                    |
|----------------------------|---|--------------------|
| Delivery Attempt           | Time  | Employee Signature |
| Mo. Day                    | <input type="checkbox"/> AM <input type="checkbox"/> PM |                    |
| Delivery Attempt           | Time  | Employee Signature |
| Mo. Day                    | <input type="checkbox"/> AM <input type="checkbox"/> PM |                    |
| Delivery Date              | Time  | Employee Signature |
| Mo. Day                    | <input type="checkbox"/> AM <input type="checkbox"/> PM |                    |

WAIVER OF SIGNATURE (Domestic Only) Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent if delivery employee judges that article can be left in secure location and I authorize that delivery employee's signature constitutes valid proof of delivery.

NO DELIVERY  Weekend  Holiday

Customer Signature

CUSTOMER USE ONLY

METHOD OF PAYMENT:

Express Mail Corporate Acct. No. X090471

Federal Agency Acct. No. or  
Postal Service Acct. No.

FROM: (PLEASE PRINT) PHONE ( )

TO: (PLEASE PRINT) PHONE ( )

MCGLEW & TUTTLE P.C.  
SCARBOROUGH STATION RD  
PO BOX 327  
SCARBOROUGH  
NY 10510-0827

COMMISSIONER FOR PATENTS  
PO BOX 1450  
ALEXANDRIA  
VA 22313-1450

PRESS HARD.

You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811 [www.usps.com](http://www.usps.com)



56/ 200

F:02 T:12

# TUESDAY

# JANUARY 27, 2004